

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

EVOLVED WIRELESS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 15-cv-542-JFB-SRF
)	
APPLE INC.,)	
)	
Defendant.)	
EVOLVED WIRELESS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 15-cv-543-JFB-SRF
)	
HTC CORPORATION and)	
HTC AMERICA, INC.,)	
)	
Defendants.)	
EVOLVED WIRELESS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 15-cv-544-JFB-SRF
)	
LENOVO GROUP LTD.,)	
LENOVO (UNITED STATES) INC., and)	
MOTOROLA MOBILITY,)	
)	
Defendants.)	
EVOLVED WIRELESS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 15-cv-545-JFB-SRF
)	
SAMSUNG ELECTRONICS CO., LTD.)	
and SAMSUNG ELECTRONICS)	
AMERICA, INC.,)	
)	
Defendants.)	
)	

EVOLVED WIRELESS, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 15-cv-546-JFB-SRF
)	
ZTE (USA) INC.,)	
)	
Defendant.)	
)	
)	

PLAINTIFF EVOLVED WIRELESS, LLC'S MOTION FOR SUMMARY JUDGMENT

Plaintiff Evolved Wireless, LLC hereby moves for summary judgment of Defendants' affirmative defenses and/or counterclaims, including:

- (1) counterclaims and affirmative defenses asserting U.S. Patent No. 7,809,373 is invalid (Apple's Eighth Counterclaim, Apple's Third Affirmative Defense, HTC's Sixth Counterclaim, HTC's Third Affirmative Defense, Lenovo's Third, Fourth, Fifth, and Sixth Affirmative Defenses, Samsung's First Counterclaim, Samsung's Second Affirmative Defense, ZTE's Sixth Counterclaim, and ZTE's Second Affirmative Defense);
- (2) counterclaims and affirmative defenses asserting breach of FRAND obligations (Apple's Eleventh Counterclaim, Apple's Fourth Affirmative Defense, Apple's Fifth Affirmative Defense, Apple's Sixth Affirmative Defense, HTC's Eleventh Counterclaim, HTC's Fourth Affirmative Defense, HTC's Fifth Affirmative Defense, HTC's Sixth Affirmative Defense, Samsung's Second Counterclaim, Samsung's Fifth Affirmative Defense, Samsung's Sixth Affirmative Defense, and ZTE's Eleventh Affirmative Defense);
- (3) counterclaims and affirmative defenses related to ownership of the Asserted Patents

or standing (HTC's Twelfth Affirmative Defense, Lenovo's Fourteenth Affirmative Defense and ZTE's Sixth Affirmative Defense, ZTE's Seventh Affirmative Defenses); and

- (4) counterclaims and affirmative defenses asserting patent exhaustion and/or license to the Asserted Patents (Apple's Sixth Affirmative Defense, Apple's Seventh Affirmative Defense, HTC's Sixth Affirmative Defense, HTC's Seventh Affirmative Defense, Lenovo's Thirteenth Affirmative Defense, Microsoft's Tenth Affirmative Defense, Samsung's Seventh Affirmative Defense, and ZTE's Third Affirmative Defense).

Pursuant to the Stipulation to Amend Scheduling Order entered by the Court on March 17, 2017, the grounds for this Motion will be set forth in Plaintiff's forthcoming combined opening-answering brief and supporting papers.

Dated: August 31, 2017

Respectfully submitted,

FARNAN LLP

/s/ Brian E. Farnan

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